

REMARKS

Applicants thank the Examiner for the Interview held on December 28, 2004 and for indicating that the proposed amendments will overcome the Brown reference.

Claims 1, 3-5, 7-17, 19, and 21-32 are pending. By this amendment, claims 1, 14, 27, and 28 are amended. Support for the claim amendments can be found throughout the specification. No new matter is introduced. Reconsideration and prompt allowance of the claims is respectfully requested.

35 U.S.C. § 102 Rejections

Claims 1, 3-5, 7-17, 19, and 21-32 are rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent 5,832,448 to Brown (hereafter Brown). This rejection is respectfully traversed.

Brown is directed to a system and method for monitoring a group of patients having a chronic disease or ongoing health condition. As agreed upon during the Interview, Brown does not disclose or suggest “compiling, based on a result of the statistics processing and evaluation, a flagged list of patients each having at least one health parameter outside a preset range of body measured values, wherein the health parameter is a body measured value,” as recited in amended claim 1. Therefore, amended claim 1 is allowable over Brown.

Claims 3-5, 7-13, and 29 are allowable because they depend from allowable claim 1 and for the additional features they recite.

With respect to claim 14, for the same reason as discussed with respect to claim 1, Brown does not disclose or suggest “means for compiling, based on a result of the statistics processing and evaluation, a flagged list of patients each having at least one health parameter outside a preset range of body measured values, wherein the health parameter is a body measured value,” as recited in amended claim 14 (emphasis added). Therefore, claim 14 is allowable.

Claims 15-17, 19, 21-26, and 30 are allowable because they depend from allowable claim 14 and for the additional features they recite.

With respect to claim 27, for the same reason as discussed with respect to claim 1, Brown does not disclose or suggest “wherein the management computer processes and evaluates statistics from a plurality of patient sources and compiles, based on a result of the statistics processing and evaluation, a flagged list of patients each having at least one health parameter outside a preset range of body measured values, wherein the health parameter is a body measured value,” as recited in amended claim 27 (emphasis added). Therefore, claim 27 is allowable.

Claim 31 is allowable because it depends from allowable claim 27 and for the additional features it recites.

With respect to claim 28, for the same reason as discussed with respect to claim 1, Brown does not disclose or suggest "means for compiling, based on a result of the statistics processing and evaluation, a flagged list of patients each having at least one health parameter outside a preset range of body measured values, wherein the health parameter is a body measured value," as recited in amended claim 28 (emphasis added). Therefore, claim 28 is allowable.


Claim 32 is allowable because it depends from allowable claim 28 and for the additional features it recites. Withdrawal of the rejection of claims 1, 3-5, 7-17, 19, and 21-32 under 35 U.S.C. §102(e) is respectfully requested.

In view of the above remarks, Applicants respectfully submit that the application is in condition for allowance. Prompt examination and allowance are respectfully requested.

Should the Examiner believe that anything further is desired in order to place the application in even better condition for allowance, the Examiner is invited to contact Applicants' undersigned representative at the telephone number listed below.

Respectfully submitted,

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